TO RETIRE TO LAST FORTS.

RUSSIAN SITUATION AT PORT

ARTHUR MORE DESPERATE.

Japanese Success in the Attack on 203

of the city, is admitted to be important,

as big guns planted there would be able

to sweep the harbor and part of the new

One despatch from Chefoo declares that

in the desperate fighting on Tuesday the Japanese lost 4,000 men. The troops fought

then fall back to his last point of defence,

hat with the remnant of his force Gen.

stoessel could hold out in the Liaotishan

position for two months provided he had a

Fires have been raging in Port Arthur for

MIKADO PROUD OF HIS ARMY.

Talks of the War in Opening the Session

of the Diet.

Special Cable Despatch to THE SUN.

TOKIO, Nov. 30 .- The Mikado opened the

Diet to-day. In his address he expressed

his profound delight that Japan's relations

with the neutral Powers were increasingly

"Our forces have been victorious in

every battle and have repeatedly given

fresh proofs of their loyalty and bravery

so that the progress of the war has been

REAR ADMIRAL DAVIS NAMED.

The President Selects Him as Member of

the North Sea Commission.

Charles H. Davis, U. S. N., was to-day

appointed by the President a member of

the international commission which will

investigate the Russia-British North Sea

incident. It is understood that Rear

Admiral Davis was consulted as to the

appointment and that his acceptance was assured. He will leave for Paris soon, accompanied by Lieut. John T. Breckner,

his Flag Lieutenant.
Rear Admiral Davis was recently ap-

pointed to command the battleship squadron of the North Atlantic fleet. He is an ac-complished French scholar and is well

grounded in international and maritime

aw. He is a native of Massachusetts and a brother-in-law of Senator Lodge. He entered the Naval Academy in 1801 and reached the rank of Rear Admiral during the present year. Orders will be issued to Lieutenant-Commander Roy C. Smith.

WASHINGTON, Nov. 30.-Rear Admiral

increasingly to our advantage."

and to hand for an hour and a half.

of the Japanese.

the past two days.

amicable. He said.

fair supply of ammunition.

Metre Hill Breaks Backbone of the

Defence-Final Stand to Be in the

Liaotishan Positions-Mikado's Speech.

DEFENDS NEW YORK BUILDERS.

JOHN BEATTIE TELLS WHY THEY DIDN'T STAND FOR OPEN SHOPS.

Labor Man Who Tries to Enter the Citizens' Industrial Convention Under False Pretences Kept Out-He Could Have walked In-Close of a Busy Gathering.

The policy of the Building Trades Emvers' Association was defended in the onvention of the Citizens' Industrial Association at the Hotel Astor yesterday by John Beattie of the Master Painters' and stors' Association of New York in a peech which evoked a brisk dis-Another incident of the last day's session was the attempt of a second labor leader to get into the hall, this time on the credentials of an employer.

There was nothing to prevent the labor man from walking into the hall, for the meeting was open, but he wouldn't do that. The member at the dor happened to be Oscar J. Mendell of the New York Manufacturers' Association, who knows most of the labor leaders. To Mr. Mendell the labor man presented the card of Jokn M. Epstein, New York, properly accredited by the credentials committee

*Oh no: that won't go," said Mr. Mendell ·Your name is Gage and you'rea member of the Carpenters' Union."

The labor man asseverated that he was mistaken and an argument arose. Mr. Beattle, who heard the rumpus, came for-

The man then admitted that his name was Gage and said that Mr. Epstein had given him the card. Epstein was not at yesterday's meeting. Gage was told he could not be admitted on that card, anyway. *Well can I get in on this card?" he asked defiantly, and he produced a card with the name "the Rev. O. A. Gage, pastor Chautauqua Baptist Church, Chautauqua, N. Y.,"

'Not on your life," said Mr. Mendell; "you can't get in on any conditions. You came here under false pretences. If you had come under your own name there was no reason why you should not have been Gage then retired, crestfallen. He is

chairman of the local arbitration board of the Brotherhood of Carpenters. He was the pastor of a Chautauqua Baptist Church before he came to New York and became

a labor leader.

Mr. Beattie, though representing an organization which is committed to the closed shop, while the Industrial Association is all

snop, while the Industrial Association is all for the open shop, was invited to take the floor at yesterday's meeting.

"I don't want the people here to go home with the belief that the Building Trades Employers' Association takes its medicine willingly and that it has no sand," he said.

"We fought the labor unions for sixteen wasks and finally succeeded in developing. weeks and finally succeeded in developing an arbitration agreement which we will stand by. When we went into the fight we found labor in New York strongly organied. The employers were for looking after their own interests no matter who was hurt, but there arose a cry for fair play for the union. The arbitration agreement play for the unions. The arbitration agreement was the result."

Doesn't the arbitration agreement recognize union men only?" inquired J. T. Hole, secretary of the Industrial Association. "We have an open shop Employers' Association in Brooklyn which is the real thing."

thing."
"Oh, Brooklyn!" said Mr. Beattie, "That's only a borough yet. This is New York."
[Laughter.] Seriously you can't find an analogy between New York and other Amanalogy between New York and other New York and the New York an analogy between New York and other American cities. You might as well compare a number of children to a full grown man. Now, considering the vast interests of this city, if the arbitration plan was not accepted what would you suggest?"

There was no reply and Mr. Beattie stepped down

stepped down
Daniel Dayenport of Bridgeport, executive agent of the American Anti-Boycott
Association, denounced the methods of the
walking delegates in the New York building trades in a long address.
"No industrial success is possible," said
he, "unless the employer has absolute liberty
in the conduct of his business. George III,
was never such a tyrant in New York State
as the labor barons are to-day in New York

as the labor barons are to-day in New York

resident George B. Hugo of the Boston aployers' Association, spoke for G. L. buglas of Boston. "We are asked all the ne," he said, "why we don't fight the beef trust and other trusts. The reason is that we are too blamed busy taking care of this labor question. The American Federation of Labor is teaching us to do this by interest and by fear."

A long series of resolutions was reported

for adoption, practically outlining the aims of the association. Among them this was adopted:

Whereas in his farewell address. Washing-on declared a well regulated militia neces-ary for national defence and Whereas organized labor throughout the country seeks to discourage and practically prohibit membership to the State militia, herefore be it Resourcd. That this association condemn this policy of the labor unions as disloyal and dangerous.

Another resolution recommended the establishment of trade training schools.
Wallace Downey of the Townsend &
Downey Shipbuilding Company, who is
president of the New York Metal Trades Association, spoke on the open shop.

The members of the association are all funning open shop establishments," he said. "We have had many strikes and on them all without compromise or apology. [Applause.] Among a number of contracts we have with unions there is not one which provides for the employment hi on men only or for a minimum rate wages. I am not an enemy of the one but I do believe in individual lib-

Mr. Downey had a plan for cooperation mit but the tive livit did not give him a chance to read it. He left copies for the consideration of the members of the asso-

James A. Emery, counsel for the Citi-eus' Alliance of San Francisco evoked reat applause by his recital of the history he formation of that alliance. "At tine,"he said, "even the chicken pickers, gutters and bowling alley boys had unions. A number of pickets engaged during a big strike by the unions formed a union and struck for higher wages."
Charles F. Waltz, secretary of the Cincinnati Fuployers' Association, described the establish nent of a citizens's alliance in that city and other speeches were made. ity and other speeches were made Frederick W. Job, president of the ago Employers' Association; Percival Witt Oviatt of the Rochester Clothiers' change; John Kirby, Jr., of Dayton.

These oflicers were elected:

se o'dicer's were elected:

1. Parry of Indianapolis, president, re1. J. C. Craig of Denver Col.; James T.
1. J. C. Craig of Denver Col.; James T.
1. J. C. Craig of Denver Col.; James T.
1. J. C. Vander Berger Berger Grand
S. Mich., vice-presidents: Major A.
Seneranz of Evansville, Ind., treasurer;
1. J. L. Van Cleave, St. Louis,
Shepard, Wilkesbarre, Frederick W.
Chicago, F. C. Nunermacher, LouisKy., John Kirby, Jr., Dayton, Ohio,
Mervin, New York, G. P. Hugo, Boston,
1. Martin, Omaha, J. L. Record, Minne-

Ontario and Western Has Consent to Issue 812,000,000 Mortgage.

ALBANY, Nov. 30 .- The application of the New York, Ontario and Western Railway Company for consent to the issue of a mortgage for \$12,000,000 was granted by the State Railroad Commission to-day, it being otdered, however, that the company make application to the board for its approval before issuing any bonds under the mortgage beyond the amount of \$2,000,000, which it is proposed to issue at once. The new bonds are to be fifty year gold bonds, to bear interest at not to exceed 4 per cent.



BEAM FELL; STRUCK MAN DEAD

LINTEL FROM PARK BUILDING CRASHES INTO NASSAU ST.

man in the Head-Workmen Had Just Placed It in Position on 15th Story. -Was Not Fastened-Fall Unexplained

John Bateman, an old resident of Gravesend, was killed in front of the American Tract Society Building yesterday afternoon and other persons were slightly injured through the fall of a 15 foot length of angle iron from the fifteenth story of the Park Building, formerly the Times Building, at the junction of Park row with Nassau street. The beam dropped end on, cutting a long scar in the front of the Tract Society Building at the seventh story and glancing outward to the sidewalk near the eastern

It struck directly behind Mr. Bateman. Half a step forward might have saved him, for he escaped the end of the beam, which fell at just sufficient angle for its edge to touch the back of his head. The blow threw him six feet forward into the gutter, his skull crushed like an egg shell. The body of the silver haired old man lay for nearly an hour while the police waited for an ambulance. When the surgeon had looked at the body the roundsman in charge had the decency to cover the dead face with his handkerchief.

Then there was another wait while the crowd fought for glimpses of the dead man until the patrol wagon from the Oak

street station carried the body off. It was only the circumstance that the long beam dropped end on that saved more from death, for Nassau street was filled with a mid-afternoon crowd. Walking beside the old man was ten-year-old William Schmidtke of 3252 Third avenue. William Schmidtke of 3252 Third avenue. He was knocked down by a convulsive blow from the dying man's arm and was so much upset that it was some minutes before he could walk. Chauncey Holt, a master printer, of 19 Lexington avenue, Brooklyn, was a pace behind. As the iron crashed through the cement and glass dead lights of the sidewalk a fragment struck him over the right eye. He ran for shelter into the Tribune building, where he was attended to by an ambulance sur-

for shelter into the Tribune building, where he was attended to by an ambulance surgeon. He escaped with a lacerated wound and shock.

William Bain of 401 Mallory avenue, Jersey City, an errand boy, was walking in the street. Flying bits of sidewalk struck him in the arm. He wasn't marked, but the horror of seeing the ald man struck but the horror of seeing the ald man struck. struck him in the arm. He wasn't marked, but the horror of seeing the old man struck down unnerved him so completely that the police had the ambulance surgeon look at him, thinking that he might have received internal injuries. A dozen others were spattered with the flying bits of glass and coment.

cement.

For several months past workmen have been busy adding stories to the old *Times* building. They had hardly begun operations when the breaking of a derrick boom dropped an impresse coming store.

dropped an immense coping stone into Park row. It grazed the shoulder of a colored woman, but no one was killed.

Yesterday masons were at work on the fifteenth story on the Nassau street side. The iron workers had laid the angle iron, which is of quarter inch stuff, in place over the windows, where it was to support the masonry. There are no rivet holes in the piece, and Thomas Kelly, the foreman of the iron workers, who was arrested immediately after the accident, says it is never diately after the accident, says it is never the custom to fasten angle iron lintels. The masonry is depended on to hold them in place.

He told the police that none of his own

men nor any of the masons was near the iron when it fell, but two carpenters were

putting up window frames directly below it. He thought these men might have knocked it out of place.

Capt. Hudgins of the Oak street station sent three plain clothes men up into the building and they arrested George Baldwin of 31 Ormond place, Brooklyn, and win of 31 Ormond place, Brooklyn, and the control of 1514 Lemon street, Newark, win of 31 Ormond place, Brooklyn, and Isaac Lozier of 15½ Lemon street, Newark, who, they said, were the men. Henry Miller of 380 Courtland street, Belleville, N. J., foreman of the masons, was also

arrested.

The carpenters say they don't know what dislodged the lintel. They saw it fall, strike the scaffolding which projects from the fourteenth story to prevent just what happened, glance off and disappear.

The beam, after smashing through the sidewalk, brought up on the concrete floor of the basement in the American Tract Society Building, with its upper end projecting above the sidewalk. Almost before the crowd in the street had recovered from the speck, two workmen ran from the mortes. the crowd in the street had recovered from the shock, two workmen ran from the mortar pile on the Spruce street side of the building and carried the beam away. The police recovered it. According to the police Conreid & Scheuer are the sub-contractors who are doing the iron work and are responsible for the placing of the lintel. Mr. Bateman was \$2 years old and had lived for many years on Harway avenue near Thirty-fifth street, Gravesend. He was a retired tinsmith, and was considered wealthy. tired tinsmith, and was considered wealthy. He leaves a widow and a grown son. Mr. Bateman came to Mannattan to buy

a new overcoat. It was by means of the price tag of an uptown department store, found in one of the pockets, that he was

The Weather.

The storm passed yesterday from the Lake regions out the St. Lawrence Valley. There was a light fall of snow in Michigan, northern Ohio, northern fall of snow in Michigan, northern Ohlo, northern Pennsylvania, northern New York and New England. Rain fell in Tennessee, Georgia and Alabama and heavy rain in Texas and Mississippi in the early morning. There was a storm on the north Pacific const, where the winds were becoming high, with rainfall. Fair weather prevailed over all the interior and Southwestern States. all the interior and Southwestern States. The demperature was considerably higher in the Atlantic

States and from 10 to 24 degrees lower in the Cen-tral States and the Lake regions.

In this city the day was cloudy in the morning and fair in the afternoon; wind, fresh southerly; average humidity, 81 per cent.; barometer, corrected to read to sea level, at 8 A. M., 29.87; 3 P. M., 29.80. The temperature yesterday, as recorded by the official thermometer, is shown in the annexed tabl

The lowest temperature, 87°, at 11 P. M. WASHINGTON FORECAST FOR TO DAT AND TO MORROW. For eastern New York and New England, fair and colder to-day and to-morrow; fresh west winds, be

coming rariable.

For Maryland and the District of Columbia, fair and colder to-day and to-morrow; light west winds, becoming variable.

For New Jersey and Delaware fair and colder

to day and to morrow; fresh northwest winds, pecoming variable, For western New York, snow flurries to-day, except fair in southeast portion; fair to-morrow; fresh southwest winds, becoming variable. For eastern Pennsylvania, fair and colder to-day per a num and are to be redeemable on and to morrow, light to freeh west winds, become months notice at 110 and interest.

ONE COLORADO STRIKE ENDS. Year-Old Trouble in Ouray Settled-Hope for Cripple Creek.

meeting of the San Juan District Miners' Association last night the strike in the End of 15 Foot Angle Iron Hit John Bate- trict called on Sept. 1, 1903, was declared off. This action by the Western Federation of Miners follows the action of the mine owners and mine operators in the Telluride district of a few weeks ago, by which the latter granted an eight hour work day with a minimum scale of \$3.

President Moyer says:
"I believe a change will come in sixty
days that will be for the betterment of the Cripple Creek situation.

NEW OFFER TO THE CABBIES. Higher Wages and Shorter Hours, but

National Guardsmen Turn Out to Honor Their Old Commander.

The funeral services of Gen. Alfred C. Barnes were held yesterday at his late residence, 114 Pierrepont street, and also at the First Presbyterian Church in Henry street, Brooklyn. The Rev. L. Mason Clarke, pastor of the church, officiated. Four sergeants of the Twenty-third Regiment, N. G. N. Y., of which Gen. Barnes was twice Colonel, carried the coffin to the street. They were followed by officers and members of the regiment in uniform. and by representatives from other organizations of which Gen. Barnes was a member, who walked to the church, a short distance

On the left of the coffin, which was placed at the altar rail, were officers of the Thirteenth Regiment Heavy Artillery, which Gen. Barnes had commanded. On the right were the officers of the Twenty-third Regiment, from the command of which he retired less than a year ago. In the centre of the church was a delegation from Lafayette Post, G. A. R., and behind them was a large body of the employees of the American Book Company, of which Gen. Barnes was vice-president. The honorary pallbearers were David H. Houghtaling, Harrison T. Ambrose, Gilman H. Tucker, Prof. Charles Mellen Tyler, Col. John N. Partridge, Col. Robert B. Woodward, William A. Nash, Edwin P. Hatch. Gen. Stewart L. Woodford and Francis L. Hine. The interment was at Greenwood.

JAMES LINDSAY GORDON DEAD.

Dyker Meadow clubs of Brooklyn.

Mrs. Mary Huntington Pell died yesterday, after a short illness from pneumonia, at her home, 206 Madison avenue. Mrs. Pell was 58 years old and the widow of Alfred Pell, who died three years ago. They were married in 1883. Mrs. Pell had been living during the summer at her country place, Pellwood, at Highland Falls. She only recently opened her town house, and four days ago was taken down with a severe cold that rapidly developed into pneumonia. She is survived by a daughter, Miss Frances Pell. The funeral services will be held on Friday in the chantry of Grace Church, and the Rev. Dr. Huntington will officiate.

Joseph H. Nelson, a veteran of the civil war, in which he served in the Confederate Army, died at his residence in Washington Tuesday, at the age of 66 years.

William C. R. Hazard Dismissed From Postal Service.

WASHINGTON, Nov. 30. - Postmaster-General Wynne to-day announced the dismissal of William C. R. Hazard of New York. missal of William C. R. Hazard of New York, special agent in charge of the eastern rural free division, with headquarters at New York, on charges reflecting on his personal conduct. Hazard's integrity was not involved. It was explained at the Post Office Department that he was not, as has been stated, appointed on the recommendation of Senator T. C. Platt, although the Senator had interceded for him when he was in trouble once before. trouble once before.

Killed in Powder Mill Explosion. of a press mill at the Miami powder works at Goes, five miles north of this city, this morning, Matthew Smith was killed and three men were badly hurt. The property loss will be under \$10,000.

OURAY, Col., Nov. 30 .- At the special

They Want Better Still.

At a second conference between representatives of the Liberty Dawn Association of cab drivers and the Livery StableKeepers' of cab drivers and the Livery Stable Keepers'
Association, yesterday, a new offer was
made to the cabbies by the employers.
In the new offer wages are slightly increased
and the hours of work curtailed. The
union demands are for still higher wages
and a still shorter work day. Another
meeting of the union will be held to act on
the new offer.

GEN. A. C. BARNES BURIED.

from the house.

On the left of the coffin, which was placed

Assistant to the Corporation Counsel and

poration Counsel and former Assistant District Attorney, died late on Tuesday night in a boarding house at 15 West Seventeenth street. Mr. Gordon had been sick with pneumonia about a week. He was mitted last summer, still baffles them. born in Charlottesville, Va., 45 years ago. Mr. Gordon's father was killed in the battle of Malvern Hill. With Judge Roger A. Pryor he had founded a newspaper in Alexandria. The grandfather, Gen. William F. Gordon, served in Congress. Mr. Gordon was educated at the University of Virginia and was elected to the Virginia Senate in 1886. He came to New York in 1893 and won a reputation as a trial lawyer. Mr. Gordon is said to have met his wife, hmily Adele Schlichter, at a dinner of the Southern Society, where he made a speech. Mrs. Gordon got a divorce from her husband

Southern Society, where he made a speech. Mrs. Gordon got a divorce from her husband in 1903. They had one child.

Oblituary Notes.

Frederick Wesson, 5s years old, was found dead in his bed at his home, 85 Joralemon street, Brooklyn, yesterday morning. Iteart disease is said to have been the cause of death. Mr. Wesson was the son of David Wesson, one of the oldest merchants in New York, lie was born in Hartford, Conn., and was graduated from Yale in 1867. He studied law at Columbia. After a few years devoted to his profession he became a member of the mercantile firm of Bloadley & Co., which was interested in the South American trade, Subsequently he severed his connection with the firm and built the railroad which now runs from one end to the other of the island of Jamaica. He marrised the eldest daughter survive him. He was a member of the University Ciub, the Downtown Association of Manhattan, and of the Hamilton, Barnard and Dyker Meadow clubs of Brooklyn.

Mrs. Mary Huntington Pell died yesterday, after a short illness from pneumonia, at her home, 206 Madison avenue. Mrs. Pell was 58 years old and the widow of Alfred Pell, who

officiate.
Charles H. Butler, 67 years of age, who, for many years conducted the only general store at West Point, died suddenly yesterday of heart disease. He is survived by his wife and three daughters. The oldest daughter is the wife of Lieut. Irvin Leland Hunt, Nineteenth Infantry, at present on duty as instructor at the Military Academy.

Charles J. Kellage, for several years law.

Charles J. Kellogg, for several years law clerk in the customs division of the Treasury, died in Washington Tuesday night as the result of a fall from a street car. He was a native of New Orleans and 38 years of age.

XENIA, Ohio, Nov. 30.-By the explosion



Special Cable Despatch to THE SUN.

LONDON, Nov. 30.—There have been rumors to-day that Port Arthur has fallen, but nothing to back them up. The Japanese success in taking at least part of the fortification on 203 Metre Hill, northwest

> formerly \$2.75 \$5.00 & \$6.00 formerly

Tokio believes the fall of Sungshu and Made of imported Flannels Kikwan forts is very near and that the in a wide assortment of attractive Russian commander, Gen. Stoessel, will the Liaotishan forts. Noncombatants

will be left behind in the city, at the mercy ever offered at such prices. It has been declared by some experts

James McCutcheon & Co

workmanship in a carefully made Frock Coat to make two shoulders are only proluced by time and pains. experience.

Trousers \$5 to \$11. Fancy Waistcoats \$5 to \$9.

ITALIAN MURDERED IN ITHACA. Knocked Down by a Blow on the Head and

Then Strangled-His Money Missing. ITHACA, N. Y., Nov. 30 .- Luigi Polse, an talian laborer, employed in the construction of new buildings on the campus of Cornell University, was murdered this morning while on his way to work. Polse carried his savings on his person and they are said to have amounted to \$75, all of which was missing when the body was found. The police suspect another Ital-ian, Icidore Delvecchia of the murder, but they have been unable as yet to locate

him.

Polse met his death in a cruel manner. Formerly to the District Attorney.

James Lindsay Gordon, Assistant Corporation Counsel and former Assistant District Attorney, died late on Tuesday night in a boarding house at 15 West Seventeenth street. Mr. Gordon had been sick with traditional about a week. He was first wasted around his neck. Two negroes discovered the body. The Ithaca police now have two murders on their hands. The mystery of the first, which was compared to the property of the first, which was compared to the property of the first, which was compared to the property of the first, which was compared to the property of the first, which was compared to the property of the first, which was compared to the property of the first, which was first knocked out by a blow on the head and then strangled to death by means of a belt twisted around his neck. Two negroes discovered the body show that he was first knocked out by a blow on the head and then strangled to death by means of a belt twisted around his neck. Two negroes discovered the body. The Ithaca police now have two murders on their hands.

Sat in Chair on Street to Kill Himself A short, thick set man with a red mustache bought two ounces of carbolic acid in a drug store in lower Montgomery street, Jersey City, yesterday afternoon. He walked up the street half a block, sat down in a hig easy rocking chair in front of exin a big easy rocking chair in front of ex-Mayor Edward Hoos's furniture store, drank the acid and died on the way to the City Hospital. He was identified last night as James Roe, 34 years old, a bartender.

FINANCIAL NOTES.

Court Calendars This Day.

Court Calendars This Day,

Appellate Division—Supreme Court.—Recess,
Supreme Court.—Special Term, Part I.—Bat-parte
matters. Part III.—Claer. Motions. General
calendar—Nos. 1191, 1272, 1274, 547, 1196, 1225, 1239,
1249, 1245, 1247, 1251, 1259, 1267, 1299, 1271, 1285, 733,
659, 644, 702, 651, 972, 543, 433, 914, 408, 616, 421, 428,
352, 176, 484, 529, 539, 659, 359, 443, 729, 729, 732, 734, 819, 811, 818, 815, 847, 548, 729, 732, 734, 819, 811, 818, 815, 847, 548, 529, 559, 561,
734, 1507, 1568, 1569, 681, 721, 749, 724, 429, 303, 531,
734, 1507, 1568, 1569, 681, 721, 749, 724, 429, 303, 531,
1395, 512, 803, 323, 844, 563, 629, 663, 1575, 1133, 1137,
1149, 1142, 1145, 1152, 1162, 1164, 115, 1232, 1233, 1234,
1239, 1243, 1232, 1253, 1268, 1279, 1239, 1232, 969, 889,
956, 1003, 719, 236, 76, 826, 1016, 848, 839, 1174,
863, Part IV.—Clear Cascus from Part III. Part VI—Clear Cascus from Part III. Part VI—Clear Cascus from Part III. Part VI—Clear Unimished. Cases from Part III. Part Sussessing States and Sussessing States and Sussessing States and Sussessing States and Sussessing Sussessing States and Sussessing Sussessin

Court of Appeals Calendar. ALBANT, Nov. 80. Court of Appeals calendar formerrow: Nos. 62, 68, 68, 78, 74, 300, 78 and \$11.



Special Sale Flannel Waists

About 750 of these are now

Altogether the best lot we have

14 West 23d Street.

ESTABLISHED NEARLY HALF A CENTURY

THERE'S enough every-day coats. The precise draping of the skirt and the wellmodeled waist and This, at least, has been our

Frock Coats and Vests \$19 to \$48.

ASTOR PLACE AND FOURTH AVENUE

U. S. N., attache at Paris, to report to Kear Admiral Davis and assist him during the commission's labors in Paris, MACK AND DURHAM SPLIT. Reform Move in Philadelphia Said to Have a Corporation End.

> PHILADELPHIA, Nov. 30 .- John M. Mack financier and politician, and Israel W. Durham, boss of Philadelphia, have broken. Mack, with the aid of Durham, built up the Keystone Telephone Company and laid conduits for its wires. Mack and Durham also were instrumental in the formation of the Philadelphia Electric Company, which has a monopoly of the city lighting. Mack, Durham and other politicians lost much money in a slump of Philadelphia Electric, which is now out of their hands. The Keystone Telephone Company has al-

The Keystone Telephone Company has al-ways been a heavy load to carry, and Mack conceived the idea of making Philadelphia Electric buy the Keystone conduits.

Then Mack sailed to Europe, leaving negotiations in the hands of Durham.
Last week he suddenly returned and an-nounced that he would not stand by Dur-ham's plans, and that he had sold the Key-stone rights to the Commonwealth Com-pany, a New York concern, which would enter Philadelphia as an active competitor enter Philadelphia as an active competitor

of the Philadelphia Electric.

Behind the Commonwealth Company is
Harvey Fisk & Co. and other New York
financiers, including George R. Sheldon.
Coincident with Mack's return a reform
movement started. Ministers met, the
fragments of the old reform movement tragments of the old reform movement coalesced, and a committee of seven was appointed at a mass meeting. Gossip has it that on this reform movement Mack expects to carry Philadelphia for the Commonwealth Company.

FRED GIBBS'S WIDOW MARRIES. Magistrate Meade's Daughter Now Mrs

Jacobsen. At the "Little Church Around the Corner" yesterday Daisy Meade Gibbs, widow of Republican National Committeeman Frederick S. Gibbs, was married to Harry Allen Jacobsen. The ceremony was performed by the Rev. Dr. Houghton, the pastor, in the presence of a small number of rela-tives and friends. Mrs. William C. Shields of Newark was the matron of honor and the best man was F. M. S. Miller. The bride as the daughter of Magistrate

Clarence Meade, who was too ill to attend the wedding. She was married to Mr. Gibbs in 1895, and has two children. He died little more than a year ago and since then she has been living with her children at Summit, N. J. Mr. Jacobsen is in the decorating business at 228 West Twenty-third street and made his home at the Chelsea. He has known the bride for twelve years.

DOZEN BURIED BY CAVE-IN. One Italian Laborer Killed, the Rest Dug

Out by Their Comrades. Sylvester Arosa, an Italian laborer, who was working yesterday on an excavation for a new apartment house in Seventh street, Brooklyn, was killed by a cave-in. A dozen other workmen were caught and buried but were dug out, bruised and frightened, by their comrades.

JOTTINGS ABOUT TOWN.

A novena, in preparation for the fiftieth anniversary of the promulgation of the Dogma of the Immaculate Conception, was begun in all the Roman Catholic churches in the archdiocese of New York lest night. Its culmination will be a pontincal high mass, said at the Cathedral on Dec. 8, by Archishop Farley, at which Father Chidwick, late chapian of the Maine, will preach. Big Frank Felton, who is charged with having and Guy Roche in Broadway last Thursday, will plead to day, unless a motion for leave to inspect the Grand July's minutes is granted.



in a hat conveys to the mind the idea of carefulness in Details of Dress.

YOUMANS HATS 1107 Broadway (under the Albemarie Hotel: 516 Fifth Avenue (near 44th St.) 158 Broadway (near Liberty St.)



Fur Automobile Coats

For Men and Women.

Since it has been our specialty from the very advent of the motor car, you may depend upon every garment which we fashion

to embody those principles and knacks which promise a full measure of convenience and protection. The skirt of a Saks Fur coat is almost a fourth greater in width than the average fur garment. The pockets are placed to be of service whether one assume a standing or sitting position. The edge of every coat at the flaps has a button or two, which prevents a gap when one is seated. Our collection of models and furs is most comprehensive.

Fur Coats for Men, 50 to 54 Inches Long.

Of Raccoon fur, self, Muskrat, Beaver or Otter Collar. \$45 to \$250 Of Manchuria Dogskin fur, with self collar Of Russian Calf fur with self, Nutria, Opossum or Wombat collar \$22.50 to \$45

Of Wombat fur, self collar..... Of Hair Seal fur, self or Australian Opossum collar .. \$75 Of Muskrat fur with self collar Fur Coats for Women, Three-quarter Models

Of Manchuria Dogskin fur with Nutria collar and cuffs Of Abyssinia Monkey fur, lined with Squirrel fur, self Collar Muskrat fur with self collar Of Nutria fur with self collar

Grey Squirrel fur (back skins) with self collar, full

length models.....

Fur Gloves, Capes & Robes

For Coachmen.

Absolute agony from the intense cold is often the portion of the man on the box-absolute comfort, if the proper furs afford their protection. We maintain a complete stock of such furs, proper in character and design, at

very modest prices. Fur Collars of Persian, Beaver, | Size 56x80 \$22.50 Bear and Coney .. \$2.50 to \$18.00 Fur Capes of imitation Bear Skin, cloth lined \$9.00 to \$25.00 Caps to match\$5.00 Fur Capes of genuine Black Bear\$65.00 Caps to match \$15.00 Caps of Sealskin in driver or Gotham models .. \$4.00 to \$25.00 Caps of Persian Lamb ... \$13.50 Caps of Electric Seal or Muskrat\$3.50 and \$4 Robes of Black Dog Fur, lined

Gloves of black Manchuria Dog Fur, wool lined\$5.00 Lined with lambskin\$5.50 Lined with fur \$8.00 Gloves of Electric Seal, lined with wool\$6.00 Lined with lambskin \$10.00 Lined with fur\$12.50 Gloves of natural Brook Mink Fur, lined with wool or lamb-with cloth, size 56x72....\$16.50 | wool or lambskin \$3.75 to \$10.00

\$110 to \$150

Saks & Company

BROADWAY, 33D TO 34TH STREET.

McGibbon & Co.

Broadway at Nineteenth Street

WE begin our Inventory preparation one month earlier than last year, and during December and January will offer

ALL Housekeeping Linen Goods Brass Beds and Bedding Curtains and Lace Draperies **Upholstery Stuffs**

Oriental Rugs **Everything at 10% Discount**

THE above will include goods previously reduced, also this Autumn's Imports.

THIS offer will be found attractive, making

Goods perfect in every way.

available Good and Useful Holiday Presents.

MOKING JACKETS, BATH ROBES, HOUSE GOWNS, SILK ROBES. There is no one in New York who goes into the subject as thoroughly as we do-take a look at what the other stores are showing, and then come look at

ours then, you will understand. Every garment made especially for us, on our own specifications, in London, \$3.50 to \$60. There is a \$15 Imported Wool Robe-it's a wonder-there's nothing better to be had at \$25, anywheres. Have a look!

SMITH, GRAY & CO.



"Fine as silk, thank you."

Fred G. Calhoun's Wife Gets a Divorce. Supreme Court Justice O'Gorman signed supreme Court Justice O'Gorman signed yesterday an interlocutory decree granting Mrs. Josephine Louise Calhoun a divorce from Frederick G. Calhoun, horse owner and turfman. They were married on Sept. 6, 1900, at Detroit, and have no children. Mrs. Calhoun accused her husband of misconduct with unknown women at the Ten Eyck Hotel, Albany, and the Hotel Portland and the Hotel Flanders in this city. in this city.

She testified that her husband had never

contributed toward her support since they were married. There is no provision for Senator Hale Has a Talk With the President. WASHINGTON, Nov. 30 .- Senator Hale of MASHINOTON, Nov. 30.—Senator Hale of Maine, who is one of the four or five members of the Senate who are recognized as leaders in all matters affecting the tariff, was a visitor to the White House this morning. He had a long talk with the President. After the meeting Mr. Hest declined to say anything for publication, but re-

ferred to his position on the question of tariff revision as shown by the interview recently published. Senator Hale is ab-solutely opposed to all tariff revision, either now or at any time in the near future. PHYSICAL TRAINING at

PARKER INSTITUTE, Hoxsie, R. I. OVERWORKED business men need our

treatment. Our method embraces the pos-Exercise, Massage, Baths and Dieting. Our system is in charge of its originator, Fred Eugene Parker, A. B., M. D., Director-for 12 rears director of Physical Training at Brown University. All worn out and run down men are mmediately benefited.

Send for our free booklet giving complete in formation as to our institute and how we Develop Physical Training by mail.